

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group Art Unit : 3633
Examiner : Jeanette E. Chapman

Applicant	:	Aldino Albertelli et al.
Serial No.	:	10/557,834
Filing Date	:	August 23, 2006
Title	:	PRECURSOR FOR A DOOR

COMMUNICATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The U.S. Patent and Trademark Office (the “Office”) mailed a Final Rejection in the above-identified patent application on March 16, 2011. In response thereto, a *Response to Office Action Accompanying Request for Continued Examination* (the “*Response*”) was electronically filed with the Office on September 16, 2011. Applicants’ *Response* was filed within six months from the date of mailing of the Final Rejection, included a Request for Continued Examination (“RCE”) and fee set forth in § 1.17(e), and was accompanied by a petition for an extension of time sufficient to enter the *Response* and corresponding fee. Instead of withdrawing the finality of the Office Action in light of the RCE (per 37 C.F.R. § 1.114), the Office has issued an Advisory Action, and has not withdrawn finality.

On September 26, 2011 Attorneys for Applicants left a detailed voicemail with Examiner Chapman to alert her of the above facts and request that finality of the application be withdrawn. On September 27, 2011 Examiner Chapman left a voicemail with Attorneys for


Applicants stating that the Advisory Action was submitted because she had to respond to the Office Action first, and that the RCE had not finished processing yet. Examiner Chapman implied that the RCE would finish processing shortly.

Applicants wish to make of record the above facts, and respectfully request that finality of the March 16, 2011 Office Action be withdrawn.

If there are any questions, please contact the undersigned.

Respectfully submitted,
HODGSON RUSS LLP
Attorneys for Applicants

Date: October 19, 2011

By: 
Charles S. Rauch
Reg. No. 67,072

HODGSON RUSS LLP
The Guaranty Building
140 Pearl Street, Suite 100
Buffalo, New York 14202-4040
Tel: (716) 856-4000